IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 6TH NOVEMBER 2007 / 15TH KARTHIKA 1929

Crl.Rev.Pet.No. 3979 of 2007()

CRA.487/2005 of ADDL.SESSIONS COURT-II, KOZHIKODE
ST.692/2004 of SPECIAL JFCM(MARAD CASES), KOZHIKODE

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REVN. PETITIONER:

FAISAL A.P., S/O.ABDULLA HAJI
FOUZIYA MAHAL, KAVVAYI PO,
PAYYANNUR VIA, KANNUR DISTRICT
(THROUGH P.A.HOLDER ZAKARIA,
S/O.ABDULLA HAJI,
FOUZIYA MAHAL, KAVVAYI PO,
PAYYANNUR VIA, KANNUR DISTRICT)

BY ADV. SRI.V.N.RAMESAN NAMBISAN

RESPONDENTS:

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1. PARASMAL LUNAVAT, S/O.PADAMCHAND JAIN
PROPRIETOR, DOLPHIN FINANCIAL SERVICES
EKP COMPLEX, OPPOSITE PAICO
KALLAI ROAD, CALICUT
REPRESENTED BY P.A.HOLDER K.GIRISHAN,
S/O.BHASKARAN, GREENS,
NEAR WATER TANK, PO PUTHIYARA, CALICUT-4.

2. STATE OF KERALA REPRESENTED BY
THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.C.M.NAZAR
SRI.HARISH P.M.

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 6.11.2007, THE COURT ON 06/11/2007 PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Crl. R.P. No. 3979 OF 2007

Dated this the 6th day of November, 2007

O R D E R

The revision petitioner, who was the accused in S.T.No.692/2004 on the file of the Special JFCM(Marad Cases), Kozhikode for an offence punishable under section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the trial court for the said offence.

2. Pending this revision, the parties have settled the matter and have filed Crl.M.A.No.11553/2007 under section 147 of the Act for recording the composition entered into by them. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. The composition is recorded and it will have the effect of an acquittal within the meaning of section 320(8) Cr.P.C. Money, if any, paid by the revision petitioner pursuant to orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner.

This revision petition is disposed of as above.

(V. RAMKUMAR, JUDGE)

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